IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 24TH JANUARY 2007 / 4TH MAGHA 1928

Bail Appl..No. 392 of 2007()

(Crime No. not disclosed by the Police)

: PETITIONER:

S.A. MUHAMMED YHOUSAF,
S/O.ALI AHAMMED, AGED 66 YEARS,
SANKARAMKUZHI HOUSE, NAZARATH ROAD,
ALUVA.

BY ADV. SRI.SHAJI P.CHALY

RESPONDENTS:
---

1. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. CIRCLE INSPECTOR OF POLICE,
PONNANI POLICE STATION, PONNANI.

BY PUBLIC PROSECUTOR SHRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 24/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.

==========

B.A.No. 392 of 2007

==========

Dated this the 24th day of January, 2007.

ORDER

Petitioner, who is the father-in-law of one Sanobar, seeks anticipatory bail on the allegation that the said Sanobar has lodged a complaint before the Police alleging non-bailable offence including Section 498A I.P.C. The marriage between the petitioner's son Sadique and the de facto complainant took place on 26.1.2006.

2. The learned Public Prosecutor on instructions submitted that even though a complaint has been received from Sanobar, no crime has so far been registered against the petitioner` and the petitioner was summoned to the Police Station to ascertain the truth or otherwise of the averments made in the complaint. I am inclined to grant anticipatory bail to the petitioner, who is aged 66. Accordingly, a direction is issued to the Circle Inspector of Police, Ponnani to release the petitioner on bail for a period of one month in the event of his arrest in connection with the above allegations on his executing a bond for Rs. 10,000/- with two solvent sureties each for the like amount to the satisfaction of the said officer and subject to the following conditions:

1. The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the Investigating Officer.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. The petitioner shall not commit any offence while on bail.

5. The petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,
JUDGE.

ess 24/1